JUN 1 6 2005 &

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No. 4014.10-1

In the Application of:

TEHRANI, AMIR J.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/686,891	10/15/2003	ALTER, ALYSSA M.	23308	3762	7544

Title: BREATHING DISORDER DETECTION AND THERAPY DELIVERY DEVICE AND METHOD

## **COMMISSIONER FOR PATENTS:**

#### Transmitted herewith is:

- 1. TRANSMITTAL LETTER;
- 2. AMENDMENT AND ELECTION OF INVENTION (22 PAGES);
- 3. CHECK IN THE AMOUNT OF \$900.00 ( 9 NEW CLAIMS); AND
- 4. POSTCARD.

in the above identified application.

- No additional fee is required.
- A check in the amount of \$900.00

is attached.

- ☑ The Director is hereby authorized to charge and credit Deposit Account No. 16-1331 as described below.
  - Charge the amount of
  - Credit any overpayment.
  - Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Dated: JUNE 14, 2005

SUSAN M. SCHMITT (REG. NO. 34,427)

PETERS, VERNY, JONES, SCHMITT & ASTON

LLP

**425 SHERMAN AVENUE, SUITE 230** 

PALO ALTO, CA 94306 TEL: (650) 324-1677 FAX: (650) 324-1678 I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

**JUNE 14, 2005** 

(Date)

Signature of Person Mailing Correspondence

**MELINDA TOMPKINS** 

Typed or Printed Name of Person Mailing Correspondence

CC:

**PATENT** 

Sir:

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1

In re Application of		)		
TEHRANI, AMIR J.		)		
Serial No.:	10/686,891	)	Group Art Unit: 3762	
Filed:	October 15, 2003	)	Examiner: ALTER, Al	yssa M.
For: BREATHING DISORDER DETECTION AND THERAPY DELIVERY DEVICE AND METHOD COMMISSIONER FOR PATENTS		,	Confirmation No.: 7544	
P.O. BOX 145 ALEXANDR	(A, VA 22313-1450			

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 14, 2005.

Melinda Tompkins

## AMENDMENT AND ELECTION OF INVENTION

This Amendment is being filed in response to the Examiner's Non-Final Office Action dated March 14, 2005 and to a Restriction Requirement issued by Examiner by phone on June 14, 2005.

06/17/2005 WASFAW1 00000015 10686891

01 FC:2201

900.00 OP